

Kramer Levin



Barry H. Berke

Partner

T 212.715.7560

F 212.715.7660

BBerke@KRAMERLEVIN.com

1177 Avenue of the Americas

New York, NY 10036

T 212.715.9100

F 212.715.8000

December 11, 2023

VIA ECF & EMAIL

Hon. Alvin K. Hellerstein
United States District Judge
Daniel Patrick Moynihan
United States Courthouse
500 Pearl St.
New York, NY 10007

Re: *United States v. Hwang, et al.*, 22 Cr. 240 (AKH)

Dear Judge Hellerstein:

On behalf of defendants Bill Hwang and Patrick Halligan, we write to update the Court regarding the negotiations over the Rule 17 subpoenas and, with the consent of the government, request an adjournment of the conference scheduled for December 12, 2023 in light of the ongoing negotiations.

The parties met with counsel for a significant number of the proposed subpoena recipients (the “Bank Counterparties”) on November 21, 2023, pursuant to the Court’s order. Since that meeting, the defendants have held productive conversations with many of the Bank Counterparties regarding the specific documents and materials maintained by each Bank Counterparty that are potentially responsive to the revised subpoena requests that were discussed.

December 11, 2023



These discussions are continuing and may negate the need for further Court intervention, or narrow the disputed issues. Accordingly, Mr. Hwang and Mr. Halligan respectfully request an adjournment of the court conference to the first week of January to allow sufficient time for these discussions to conclude.¹ The government consents to this request. This is the second request for an adjournment.

Respectfully submitted,

/s/ Barry H. Berke

Barry H. Berke
Dani R. James
Jordan Estes

cc: Mary E. Mulligan
Timothy M. Haggerty
Anil K. Vassanji

cc: Matthew D. Podolsky
Alexandra N. Rothman
Samuel P. Rothschild
Andrew M. Thomas

¹ The parties prefer January 4, if that date is convenient for the Court.